

# **EXHIBIT A**

**From:** [ThucMinh Nguyen](#)  
**To:** [John B. Campbell](#)  
**Cc:** [Allen Gardner](#); [Casey L. Shomaker](#); [Clara Bourget](#); [Emily Tannenbaum](#); [Kenneth Scott](#); [Alan Block](#); [AA Intellectual Ventures](#); [Jonathan K. Waldrop](#); [John Downing](#); [Intellectual Ventures](#)  
**Subject:** Re: Intellectual Ventures I LLC et al. v. American Airlines, Inc | C.A. No. 4:24-cv-00980  
**Date:** Friday, May 23, 2025 11:57:59 PM  
**Attachments:** [image005.png](#)  
[image003.png](#)

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John,

Thank you for your email. However, your email comes too late and does not confirm that American is no longer opposing our Motion for Leave. IV first requested a meet and confer on Wednesday, May 21, and has followed up multiple times each day by both phone and email. Throughout this time, we made clear that we intended to proceed with filing by Friday, May 23 a Motion for Leave to File an Amended Complaint — also the deadline for infringement contentions.

American's delayed response, coming just minutes before filing, does not alter that course. Your email does not indicate that American is not opposing our Motion for Leave. Accordingly, IV will proceed with filing the Opposed Motion as indicated.

We remain available to meet and confer after the holiday. Should American wish to withdraw its opposition following review of the filed motion, we would be happy to notify the Court accordingly.

Regards,  
Minh

On May 23, 2025, at 7:44 PM, John B. Campbell <[jcampbell@mckoolsmith.com](mailto:jcampbell@mckoolsmith.com)> wrote:

Minh,

Again, it is a violation of the Local Rules to “assume” American’s position on an issue. See L.R. 7(h). In addition to violating the Local Rules, indicating American’s position based on IV’s “assumptions” would be a misrepresentation to the Court.

Again, to have a “sincere effort in which the participants present the merits of their respective positions” in a meet and confer, L.R. 7(h), American needs a copy of the proposed amended complaint. It’s difficult to form a view on a proposed amended complaint without understanding the scope of the proposed amendment(s). American understands that IV is refusing to provide a copy of the proposed amended complaint unless American agrees not to use providing the proposed amended complaint as a basis for the declaratory judgment action. Setting aside whether IV’s refusal to provide such information is a further violation of the Local Rules, American will agree not to use IV providing the proposed amended complaint as a basis for the declaratory judgment

action.

Have a good holiday weekend,  
John

**McKool Smith** | John B. Campbell  
Principal | Austin, TX | Tel: (512) 692-8730

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**From:** ThucMinh Nguyen <TNguyen@kasowitz.com>  
**Sent:** Friday, May 23, 2025 6:45 PM  
**To:** John B. Campbell <jcampbell@McKoolSmith.com>; Allen Gardner <Allen@allengardnerlaw.com>  
**Cc:** Casey L. Shomaker <cshomaker@McKoolSmith.com>; Clara Bourget <cbourget@McKoolSmith.com>; Emily Tannenbaum <etannenbaum@McKoolSmith.com>; Kenneth Scott <kscott@McKoolSmith.com>; Alan Block <ABlock@McKoolSmith.com>; AA\_Intellectual\_Ventures <AA\_Intellectual\_Ventures@mckoolsmith.com>; Jonathan K. Waldrop <JWaldrop@kasowitz.com>; John Downing <JDowning@kasowitz.com>; Intellectual Ventures <IntellectualVentures@kasowitz.com>  
**Subject:** RE: Intellectual Ventures I LLC et al. v. American Airlines, Inc | C.A. No. 4:24-cv-00980

John,

Following up on the below. Please let us know American's position on IV's Motion for Leave to File an Amended Complaint. As previously indicated, we are readily available to meet and confer today. If we do not hear from you, we will assume that American opposes the Motion for Leave and will indicate as such in our forthcoming motion.

Regards,  
Minh

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**From:** John B. Campbell <jcampbell@McKoolSmith.com>  
**Sent:** Friday, May 23, 2025 6:54 AM  
**To:** ThucMinh Nguyen <TNguyen@kasowitz.com>; Allen Gardner <Allen@allengardnerlaw.com>  
**Cc:** Casey L. Shomaker <cshomaker@McKoolSmith.com>; Clara Bourget <cbourget@McKoolSmith.com>; Emily Tannenbaum <etannenbaum@McKoolSmith.com>

<[etannenbaum@McKoolSmith.com](mailto:etannenbaum@McKoolSmith.com)>; Kenneth Scott <[kscott@McKoolSmith.com](mailto:kscott@McKoolSmith.com)>; Alan Block <[ABlock@McKoolSmith.com](mailto:ABlock@McKoolSmith.com)>; AA\_Intellectual\_Ventures <[AA\\_Intellectual\\_Ventures@mckoolsmith.com](mailto:AA_Intellectual_Ventures@mckoolsmith.com)>; Jonathan K. Waldrop <[JWaldrop@kasowitz.com](mailto:JWaldrop@kasowitz.com)>; John Downing <[JDowning@kasowitz.com](mailto:JDowning@kasowitz.com)>; Intellectual Ventures <[IntellectualVentures@kasowitz.com](mailto:IntellectualVentures@kasowitz.com)>

**Subject:** RE: Intellectual Ventures I LLC et al. v. American Airlines, Inc | C.A. No. 4:24-cv-00980

Minh,

It is not appropriate to “assume” American’s position on an issue. See L.R. 7(h).

Of course, to have a “sincere effort in which the participants present the merits of their respective positions” in a meet and confer, L.R. 7(h), American needs a copy of the proposed amended complaint. It’s difficult to form a view on a proposed amended complaint without understanding the scope of the proposed amendment(s). American understands that IV is refusing to provide a copy of the proposed amended complaint unless American agrees not to use providing the proposed amended complaint as a basis for the declaratory judgment action. We will discuss IV’s request with our client and let you know if American agrees.

Thanks,  
John

**McKool Smith** | John B. Campbell  
Principal | Austin, TX | Tel: [\(512\) 692-8730](tel:(512)692-8730)

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**From:** ThucMinh Nguyen <[TNguyen@kasowitz.com](mailto:TNguyen@kasowitz.com)>  
**Sent:** Thursday, May 22, 2025 5:31 PM  
**To:** John B. Campbell <[jcampbell@McKoolSmith.com](mailto:jcampbell@McKoolSmith.com)>; Allen Gardner <[Allen@allengardnerlaw.com](mailto:Allen@allengardnerlaw.com)>  
**Cc:** Casey L. Shomaker <[cshomaker@McKoolSmith.com](mailto:cshomaker@McKoolSmith.com)>; Clara Bourget <[cbourget@McKoolSmith.com](mailto:cbourget@McKoolSmith.com)>; Emily Tannenbaum <[etannenbaum@McKoolSmith.com](mailto:etannenbaum@McKoolSmith.com)>; Kenneth Scott <[kscott@McKoolSmith.com](mailto:kscott@McKoolSmith.com)>; Alan Block <[ABlock@McKoolSmith.com](mailto:ABlock@McKoolSmith.com)>; AA\_Intellectual\_Ventures <[AA\\_Intellectual\\_Ventures@mckoolsmith.com](mailto:AA_Intellectual_Ventures@mckoolsmith.com)>; Jonathan K. Waldrop <[JWaldrop@kasowitz.com](mailto:JWaldrop@kasowitz.com)>; John Downing <[JDowning@kasowitz.com](mailto:JDowning@kasowitz.com)>; Intellectual Ventures <[IntellectualVentures@kasowitz.com](mailto:IntellectualVentures@kasowitz.com)>  
**Subject:** RE: Intellectual Ventures I LLC et al. v. American Airlines, Inc | C.A. No. 4:24-cv-00980

John,

We attempted to reach you earlier by telephone to discuss our forthcoming motion for leave to amend the complaint but were unable to connect with you.

As previously indicated, the amended complaint will include additional patents, and we intend to file our motion tomorrow. At this time, we are not in a position to provide a draft of the amended complaint absent an enforceable agreement that American and its affiliates will not seek a declaratory judgment.

Please return our call or let us know a convenient time to discuss. If we do not hear from you, we will assume that American opposes the motion and will indicate as such in our motion.

Regards,  
Minh

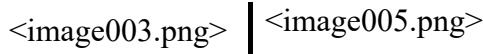
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**From:** John B. Campbell <[jcampbell@McKoolSmith.com](mailto:jcampbell@McKoolSmith.com)>  
**Sent:** Thursday, May 22, 2025 5:25 AM  
**To:** ThucMinh Nguyen <[TNguyen@kasowitz.com](mailto:TNguyen@kasowitz.com)>; Allen Gardner <[Allen@allengardnerlaw.com](mailto:Allen@allengardnerlaw.com)>  
**Cc:** Casey L. Shomaker <[cshomaker@McKoolSmith.com](mailto:cshomaker@McKoolSmith.com)>; Clara Bourget <[cbourget@McKoolSmith.com](mailto:cbourget@McKoolSmith.com)>; Emily Tannenbaum <[etannenbaum@McKoolSmith.com](mailto:etannenbaum@McKoolSmith.com)>; Kenneth Scott <[kscott@McKoolSmith.com](mailto:kscott@McKoolSmith.com)>; Alan Block <[ABlock@McKoolSmith.com](mailto:ABlock@McKoolSmith.com)>; AA\_Intellectual\_Ventures <[AA\\_Intellectual\\_Ventures@mckoolsmith.com](mailto:AA_Intellectual_Ventures@mckoolsmith.com)>; Jonathan K. Waldrop <[JWaldrop@kasowitz.com](mailto:JWaldrop@kasowitz.com)>; John Downing <[JDowning@kasowitz.com](mailto:JDowning@kasowitz.com)>; Intellectual Ventures <[IntellectualVentures@kasowitz.com](mailto:IntellectualVentures@kasowitz.com)>  
**Subject:** RE: Intellectual Ventures I LLC et al. v. American Airlines, Inc | C.A. No. 4:24-cv-00980

Minh,

Thanks for following up a few hours after sending the original request. We appreciate IV generally identifying the high-level purpose for amending its complaint (to add patents) in this latest request. Please provide a draft of the proposed amended complaint along with a red-line for American's consideration. Once we've had a chance to review and discuss with our client, we will provide times to meet and confer.

Thanks,  
John



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**From:** ThucMinh Nguyen <[TNguyen@kasowitz.com](mailto:TNguyen@kasowitz.com)>  
**Sent:** Wednesday, May 21, 2025 3:21 PM  
**To:** Allen Gardner <[Allen@allengardnerlaw.com](mailto:Allen@allengardnerlaw.com)>  
**Cc:** Casey L. Shomaker <[cshomaker@McKoolSmith.com](mailto:cshomaker@McKoolSmith.com)>; Clara Bourget <[cbourget@McKoolSmith.com](mailto:cbourget@McKoolSmith.com)>; John B. Campbell <[jcampbell@McKoolSmith.com](mailto:jcampbell@McKoolSmith.com)>; Emily Tannenbaum <[etannenbaum@McKoolSmith.com](mailto:etannenbaum@McKoolSmith.com)>; Kenneth Scott <[kscott@McKoolSmith.com](mailto:kscott@McKoolSmith.com)>; Alan Block <[ABlock@McKoolSmith.com](mailto:ABlock@McKoolSmith.com)>; AA\_Intellectual\_Ventures <[AA\\_Intellectual\\_Ventures@mckoolsmith.com](mailto:AA_Intellectual_Ventures@mckoolsmith.com)>; Jonathan K. Waldrop <[JWaldrop@kasowitz.com](mailto:JWaldrop@kasowitz.com)>; John Downing <[JDowning@kasowitz.com](mailto:JDowning@kasowitz.com)>; Intellectual Ventures <[IntellectualVentures@kasowitz.com](mailto:IntellectualVentures@kasowitz.com)>  
**Subject:** Re: Intellectual Ventures I LLC et al. v. American Airlines, Inc | C.A. No. 4:24-cv-00980

Counsel,

Following up on our meet and confer request below. IV intends to move for leave to add additional patents in the case against American by this Friday. We are happy to meet and confer with American to discuss, but we need to schedule the meet and confer. Otherwise we will assume American is opposed.

Many thanks,  
Minh

On May 21, 2025, at 7:36 AM, Allen Gardner <[Allen@allengardnerlaw.com](mailto:Allen@allengardnerlaw.com)> wrote:

Casey,

We'd like to confer regarding a motion for leave to file an amended complaint. When are you folks available to confer regarding this matter?

Sincerely,

Allen F. Gardner  
Allen Gardner Law, PLLC  
609 S. Fannin  
Tyler, Texas 75701  
[allen@allengardnerlaw.com](mailto:allen@allengardnerlaw.com)  
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Do Justice. Love Mercy. Walk Humbly.

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A horizontal bar chart illustrating the percentage of respondents who have heard of various environmental terms. The y-axis lists the terms, and the x-axis represents the percentage from 0% to 100%. The bars are solid black.

Term	Percentage
Global warming	98%
Green energy	95%
Sustainable development	92%
Renewable energy	88%
Clean energy	85%
Carbon footprint	82%
Green economy	78%
Eco-friendly	75%
Renewable resources	72%
Green technology	68%
Carbon emissions	65%
Green space	62%
Renewable power	58%
Green products	55%
Carbon tax	52%
Green building	48%
Renewable energy sources	45%
Green infrastructure	42%
Renewable electricity	38%
Green transportation	35%
Renewable fuel	32%
Green agriculture	28%
Renewable water	25%
Green waste	22%
Renewable air	18%
Green recycling	15%
Renewable soil	12%
Green energy storage	8%
Renewable energy efficiency	5%
Green energy infrastructure	2%
Renewable energy policy	1%
Green energy innovation	0%

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**ANSWER** The answer is 1000.

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